



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Patent Application

First Named Inventor: Charles David Caldwell

Application No.: 10/053,777 Art Unit: 2741

Filing Date: January 22, 2002 Examiner: TBA

Title: Method and Device for Providing Speech-toText Encoding
and Telephony Service

THE HONORABLE COMMISSIONER FOR PATENTS
MAIL STOP PETITIONS
P. O. BOX 1450
ALEXANDRIA, VA 22313-1450
ATTENTION: OFFICE OF PETITIONS

**PETITION TO REVIVE AN APPLICATION FOR PATENT ABANDONED
FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR
INTERNATIONAL FILING (37 CFR 1.137(f))**

SIR:

The applicant hereby respectfully petitions the Commissioner to revive the above-identified application. Applicant filed a Request to Rescind Nonpublication Request on January 13, 2003, however the above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS TO
REVIVE THIS APPLICATION UNDER 37 CFR 1.137(b).

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Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after filing. The filing date of the subsequently filed foreign or international application is January 10, 2003.

STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

The Commissioner is authorized to charge AT&T Deposit Account No. 01-2745 the amount of \$1300.00, the petition fee as set forth in 37 CFR 1.17(m).

Respectfully submitted,

Charles David Caldwell
John Bruce harlow
Robert J. Sayko
Norman Shaye

Date: 5/13/03
AT&T Corp.
P. O. Box 4110
Middletown, NJ 07748

By Michele L. Conover
Michele L. Conover, Reg. No. 34,962
Telephone Number: 908-532-1879

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

May 13, 2003
Date

[Signature]
Signature
Robert J. Sayko
Name of person signing certificate

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MAY 16 2003

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TRANSMITTAL FORM MAY 15 2003 be used for all correspondence after initial filing	Application Number	10/053777
	Filing Date	01/22/2002
	First Named Inventor	Charles David Caldwell et al.
	Group Art Unit	2641
	Examiner Name	Not Yet Assigned
Total Number of Pages in this Submission	Attorney Docket Number	2000-0056

Enclosures (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits / Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Drawing(s) & Letter to Official Draftsman <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition to the Commissioner <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communications to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communications to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> CD, Number of CDs <input type="checkbox"/> Additional enclosure(s) (please identify below)
Remarks		

CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	Customer Number - 26652	or <input type="checkbox"/> Correspondence address below	
NAME	Samuel H. Dworetzky		
ADDRESS	AT&T CORP. P.O. Box 4110		
CITY	Middletown	STATE	New Jersey
COUNTRY	United States of America	ZIP CODE	07748-4110
		FAX	732-368-6932

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME	Michele L. Conover	Reg. #	34962
TELEPHONE	908-532-1879		
SIGNATURE	Michele L. Conover	DATE	5/13/03

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage thereon as first class mail in an envelope addressed to: Mail Stop Petitions, P. O. Box 1450, Alexandria, VA 22313-1450 on this date: 5/13/2003			
Type or Printed Name	Rosemary V. Dracopoulou		
Signature	Date	5/13/2003	

SEND TO: Commissioner for Patents, Washington, D.C. 20231

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FEE TRANSMITTAL

Not Fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT \$1,300

Complete Known

Application Number	10/053777
Filing Date	01/22/2002
First Named Inventor	Charles David Caldwell et al.
Examiner Name	Not Yet Assigned
Group/Art Unit	2641
Attorney Docket No.	2000-0056

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 01-2745
Deposit Account Name AT&T CORP.

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing Date of the Notice of Allowance

FEE CALCULATION

1. FILING FEE

Large Fee Code	Entity Fee(\$)	Fee Description	Fee Paid
1001	750	Utility(37CFR 1.53(b)) / CPA(37CFR 1.53(d)) Filing Fee	
1002	330	Design Filing Fee	
1004	750	Reissue Filing Fee	
1005	160	Provisional Filing Fee	

SUBTOTAL (1) 0

2. CLAIMS ☐ Filing Under 37CFR 1.53 (b) ☐ CPA Under 37CFR 1.53 (d) ☐ Amendment

Extra Claims		Fee from below	Fee Paid
Total	- 20 = 0	x 18 =	0
Ind.	- 3 = 0	x 84 =	0
Multiple Dependent Claims		=	0

Large Fee Code	Entity Fee(\$)	Fee Description
1202	18	Claims in excess of 20
1201	84	Independent Claims in excess of 3
1203	280	Multiple Dependent Claims
1204	84	** Reissue independent claims over original patent
1205	18	** Reissue claims in excess of 20 and over original patent

** or number previously paid, if greater; for Reissues, see above

SUBTOTAL (2) 0

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Fee Code	Entity Fee(\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	
1052	50	Surcharge - late provisional filing fee or cover sheet	
1053	130	Non-English specification	
1812	2520	For filing a request for reexamination	
1804*	920	Requesting publication of SIR prior to Examiner action	
1805*	1840	Requesting publication of SIR after Examiner action	
1251	110	Extension for response within first month	
1252	410	Extension for response within second month	
1253	930	Extension for response within third month	
1254	1450	Extension for response within fourth month	
1255	1970	Extension for response within fifth month	
1401	320	Notice of Appeal	
1402	320	Filing a brief in support of an appeal	
1403	280	Request for oral hearing	
1504	300	Publication fee for early, voluntary, or normal publication	
1452	110	Petition to revive - unavoidable	
1453	1300	Petition to revive - unintentional	1300
1501	1300	Utility issue fee (or reissue)	
1502	470	Design issue fee	
1460	130	Petitions to the Commissioner	
1807	50	Processing fee for provisional applications	
1806	180	Submission of Information Disclosure Statement	
8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	Request for Continued Examination (RCE)	
1802	900	Request for expedited exam of a design application	

Other fee (specify):

SUBTOTAL(3) 1300

SUBMITTED BY

Typed or Printed Name Michele L. Conover

Complete (if applicable)

Reg. Number RECEIVED

Signature

Michele L. Conover

Date

5/13/03

Deposit Account User ID

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